

Executive Summary – Enforcement Matter – Case No. 42619
ConocoPhillips Company
RN101619179
Docket No. 2011-1766-AIR-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Unauthorized emissions which are excessive emissions events.

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

ConocoPhillips Sweeny Refinery, located at State Highway 35 and Farm-to-Market Road 524,
Old Ocean, Brazoria County

Type of Operation:

Petroleum refinery

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: December 23, 2011

Comments Received: No

Penalty Information

Total Penalty Assessed: \$10,000

Amount Deferred for Expedited Settlement: \$0

Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$10,000

Total Due to General Revenue: \$0

Payment Plan: N/A

SEP Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Average

Site/RN - Average

Major Source: Yes

Statutory Limit Adjustment: \$54,300

Applicable Penalty Policy: September 2002

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Docket No. 2011-1766-AIR-E

Investigation Information

Complaint Date(s): N/A
Complaint Information: N/A
Date(s) of Investigation: May 31, 2011
Date(s) of NOE(s): August 26, 2011

Violation Information

Failed to prevent unauthorized emissions. Since the emissions event was avoidable by better operational practices, the Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222 [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c) and 122.143(4), Federal Operating Permit No. O1626, Special Terms and Conditions No. 19, Air Permit No. 30513, Special Conditions No. 1, Air Permit Nos. 5920A and PSDTX103M4, Special Conditions No. 1, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Executive Director recognizes that the Respondent implemented the following corrective measures at the Plant:

- a. On July 14, 2011, completed training of the High Voltage Electrical Team members to review the switching process and to ensure that Safety Standard F4 (initial, date, and time each step while performing switching) is observed; and
- b. On August 30, 2011, took Air Switch 918 out of service and tested it for damage and suitability for continued service.

Technical Requirements:

The Order will require the Respondent to:

- a. Within 30 days, complete the review of procedures and implement changes necessary to prevent the recurrence of emissions events from same or similar causes as Incident No. 154380; and
- b. Within 45 days, submit written certification demonstrating compliance.

Litigation Information

Date Petition(s) Filed: N/A
Date Answer(s) Filed: N/A
SOAH Referral Date: N/A
Hearing Date(s): N/A
Settlement Date: N/A

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RN101619179
Docket No. 2011-1766-AIR-E

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Nadia Hameed, Enforcement Division,
Enforcement Team 5, MC R-12, (713) 767-3629; Debra Barber, Enforcement Division,
MC 219, (512) 239-0412

TCEQ SEP Coordinator: N/A

Respondent: Chris Coon, Plant Manager, ConocoPhillips Company, P.O. Box 866,
Sweeny, Texas 77480

Gary Freiburger, General Manager, ConocoPhillips Company, P.O. Box 866, Sweeny,
Texas 77480

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision October 30, 2008

TCEQ

DATES Assigned **6-Sep-2011**
PCW **27-Sep-2011** Screening **8-Sep-2011** EPA Due **26-May-2012**

RESPONDENT/FACILITY INFORMATION

Respondent **ConocoPhillips Company**
Reg. Ent. Ref. No. **RN101619179**
Facility/Site Region **12-Houston** Major/Minor Source **Major**

CASE INFORMATION

Enf./Case ID No. **42619** No. of Violations **1**
Docket No. **2011-1766-AIR-E** Order Type **Findings**
Media Program(s) **Air** Government/Non-Profit **No**
Multi-Media Enf. Coordinator **Nadia Hameed**
EC's Team **Enforcement Team 5**

Admin. Penalty \$ Limit Minimum **\$0** Maximum **\$10,000**

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 **\$10,000**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History **543.0%** Enhancement Subtotals 2, 3, & 7 **\$54,300**

Notes: Enhancement for five agreed orders with denial, nine agreed orders without denial, 39 NOVs with same/similar violations and 16 NOVs with dissimilar violations. Reduction for five notices of intent to conduct an audit and two Disclosures of Violations.

Culpability **No** **0.0%** Enhancement Subtotal 4 **\$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments Subtotal 5 **\$0**

Economic Benefit **0.0%** Enhancement* Subtotal 6 **\$0**

Total EB Amounts **\$418**
Approx. Cost of Compliance **\$11,200**
*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 Final Subtotal **\$64,300**

OTHER FACTORS AS JUSTICE MAY REQUIRE **0.0%** Adjustment **\$0**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes

Final Penalty Amount **\$64,300**

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty **\$10,000**

DEFERRAL **0.0%** Reduction Adjustment **\$0**

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes

No deferral is recommended for Findings Orders.

PAYABLE PENALTY **\$10,000**

Screening Date 8-Sep-2011

Docket No. 2011-1766-AIR-E

PCW

Respondent ConocoPhillips Company

Policy Revision 2 (September 2002)

Case ID No. 42619

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN101619179

Media [Statute] Air

Enf. Coordinator Nadia Hameed

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	39	195%
	Other written NOVs	16	32%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	5	100%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	9	225%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	5	-5%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	2	-4%
Please Enter Yes or No			
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 543%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for five agreed orders with denial, nine agreed orders without denial, 39 NOVs with same/similar violations and 16 NOVs with dissimilar violations. Reduction for five notices of intent to conduct an audit and two Disclosures of Violations.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 543%

Screening Date 8-Sep-2011

Docket No. 2011-1766-AIR-E

PCW

Respondent ConocoPhillips Company

Policy Revision 2 (September 2002)

Case ID No. 42619

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN101619179

Media [Statute] Air

Enf. Coordinator Nadia Hameed

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 101.20(3), 116.115(c) and 122.143(4), Federal Operating Permit No. O1626, Special Terms and Conditions No. 19, Air Permit Nos. 30513, Special Conditions No. 1, Air Permit Nos. 5920A and PSDTX103M4, Special Conditions No. 1, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to prevent unauthorized emissions. Specifically, 46,400.56 pounds ("lbs") of sulfur dioxide, 8,355.50 lbs of carbon monoxide, 5,848.88 lbs of volatile organic compounds, 1,156.30 lbs of nitrogen oxides, 402.78 lbs of hydrogen sulfide and 4.00 lbs of ammonia were released from the Crude Distillate Unit, the Gas Oil Desulfurization Unit, the Hydrogen Purification Unit, the Regenerator Flue Gas Stack, the Amine and Sour Water Unit, the Sulfur Recovery Unit, the Delayed Coker Unit and Wastewater Treatment Unit 56, during an avoidable emissions event (Incident No. 154380) that began on May 10, 2011, and lasted 22 hours. The event occurred due to the lack of communication during the process of re-energizing the substation. Since the emissions event was avoidable by better operational practices, the Respondent is precluded from asserting an affirmative defense under 30 Tex. Admin. Code § 101.222.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual	X		
Potential			

Percent 100%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0%

Matrix Notes

Human health or the environment has been exposed to significant amounts of pollutants which exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$0

\$10,000

Violation Events

Number of Violation Events 1

1 Number of violation days

mark only one with an x	daily	X
	weekly	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$10,000

One daily event is recommended.

Good Faith Efforts to Comply

0.0% Reduction

\$0

	Before NOV	NOV to EDPRP/Settlement Offer
extraordinary		
Ordinary		
N/A	X	(mark with x)

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$10,000**Economic Benefit (EB) for this violation****Statutory Limit Test****Estimated EB Amount** \$418**Violation Final Penalty Total** \$64,300**This violation Final Assessed Penalty (adjusted for limits)** \$10,000

Economic Benefit Worksheet

Respondent ConocoPhillips Company
 Case ID No. 42619
 Reg. Ent. Reference No. RN101619179
 Media Air
 Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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No commas or \$

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$600	10-May-2011	30-Aug-2011	0.31	\$1	\$12	\$13
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$600	10-May-2011	14-Jul-2011	0.18	\$5	n/a	\$5
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	10-May-2011	26-Feb-2012	0.80	\$400	n/a	\$400

Notes for DELAYED costs

Estimated cost for training, testing, reviewing and implementing changes in procedures to prevent the recurrence of emissions event from same or similar causes (training completed July 14, 2011, switch tested on August 30, 2011). The date required is the date of the emissions event. Final date is the date the corrective actions are expected to be completed.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$11,200

TOTAL

\$418

Compliance History

Customer/Respondent/Owner-Operator:	CN601674351	ConocoPhillips Company	Classification: AVERAGE	Rating: 3.60
Regulated Entity:	RN101619179	CONOCOPHILLIPS SWEENEY REFINERY	Classification: AVERAGE	Site Rating: 8.58
ID Number(s):	INDUSTRIAL AND HAZARDOUS WASTE	EPA ID		TXD048210645
	INDUSTRIAL AND HAZARDOUS WASTE	SOLID WASTE REGISTRATION # (SWR)		30048
	INDUSTRIAL AND HAZARDOUS WASTE	PERMIT		50186
	USED OIL	REGISTRATION		C88564
	AIR NEW SOURCE PERMITS	EPA ID		PSDTX103M4
	AIR NEW SOURCE PERMITS	EPA ID		PSDTX1210
	AIR NEW SOURCE PERMITS	EPA ID		N124
	AIR NEW SOURCE PERMITS	PERMIT		91902
	AIR NEW SOURCE PERMITS	REGISTRATION		72035
	AIR NEW SOURCE PERMITS	REGISTRATION		72036
	AIR NEW SOURCE PERMITS	REGISTRATION		10779
	AIR NEW SOURCE PERMITS	REGISTRATION		12344
	AIR NEW SOURCE PERMITS	REGISTRATION		12993
	AIR NEW SOURCE PERMITS	REGISTRATION		13744
	AIR NEW SOURCE PERMITS	REGISTRATION		13929
	AIR NEW SOURCE PERMITS	REGISTRATION		13978
	AIR NEW SOURCE PERMITS	PERMIT		1486A
	AIR NEW SOURCE PERMITS	PERMIT		5689A
	AIR NEW SOURCE PERMITS	PERMIT		5920A
	AIR NEW SOURCE PERMITS	PERMIT		7467A
	AIR NEW SOURCE PERMITS	PERMIT		7754A
	AIR NEW SOURCE PERMITS	PERMIT		18142
	AIR NEW SOURCE PERMITS	PERMIT		21265
	AIR NEW SOURCE PERMITS	PERMIT		22086
	AIR NEW SOURCE PERMITS	REGISTRATION		24161
	AIR NEW SOURCE PERMITS	REGISTRATION		24717
	AIR NEW SOURCE PERMITS	REGISTRATION		26533
	AIR NEW SOURCE PERMITS	REGISTRATION		25434
	AIR NEW SOURCE PERMITS	PERMIT		30513
	AIR NEW SOURCE PERMITS	REGISTRATION		33153
	AIR NEW SOURCE PERMITS	REGISTRATION		35367
	AIR NEW SOURCE PERMITS	REGISTRATION		35506
	AIR NEW SOURCE PERMITS	REGISTRATION		35780

AIR NEW SOURCE PERMITS	REGISTRATION	39026
AIR NEW SOURCE PERMITS	REGISTRATION	42367
AIR NEW SOURCE PERMITS	REGISTRATION	43038
AIR NEW SOURCE PERMITS	ACCOUNT NUMBER	BL0042G
AIR NEW SOURCE PERMITS	REGISTRATION	55489
AIR NEW SOURCE PERMITS	REGISTRATION	75616
AIR NEW SOURCE PERMITS	REGISTRATION	75905
AIR NEW SOURCE PERMITS	REGISTRATION	75713
AIR NEW SOURCE PERMITS	AFS NUM	4803900010
AIR NEW SOURCE PERMITS	REGISTRATION	70113
AIR NEW SOURCE PERMITS	PERMIT	49140
AIR NEW SOURCE PERMITS	REGISTRATION	54666
AIR NEW SOURCE PERMITS	REGISTRATION	52705
AIR NEW SOURCE PERMITS	REGISTRATION	53563
AIR NEW SOURCE PERMITS	REGISTRATION	74130
AIR NEW SOURCE PERMITS	EPA ID	PSDTX103M1
AIR NEW SOURCE PERMITS	REGISTRATION	76776
AIR NEW SOURCE PERMITS	EPA ID	PSDTX103M2
AIR NEW SOURCE PERMITS	REGISTRATION	76731
AIR NEW SOURCE PERMITS	REGISTRATION	76644
AIR NEW SOURCE PERMITS	EPA ID	PSDTX103M3
AIR NEW SOURCE PERMITS	REGISTRATION	77648
AIR NEW SOURCE PERMITS	REGISTRATION	77153
AIR NEW SOURCE PERMITS	REGISTRATION	77156
AIR NEW SOURCE PERMITS	REGISTRATION	77157
AIR NEW SOURCE PERMITS	REGISTRATION	77152
AIR NEW SOURCE PERMITS	REGISTRATION	77154
AIR NEW SOURCE PERMITS	REGISTRATION	77155
AIR NEW SOURCE PERMITS	REGISTRATION	77336
AIR NEW SOURCE PERMITS	REGISTRATION	78566
AIR NEW SOURCE PERMITS	PERMIT	80806
AIR NEW SOURCE PERMITS	REGISTRATION	81104
AIR NEW SOURCE PERMITS	REGISTRATION	95086
AIR NEW SOURCE PERMITS	REGISTRATION	88376
AIR NEW SOURCE PERMITS	REGISTRATION	82689
AIR NEW SOURCE PERMITS	REGISTRATION	82601
AIR NEW SOURCE PERMITS	REGISTRATION	98631
AIR QUALITY NON PERMITTED	ACCOUNT NUMBER	BL0042G

AIR OPERATING PERMITS	PERMIT	1626
AIR OPERATING PERMITS	ACCOUNT NUMBER	BL0042G
AIR OPERATING PERMITS	PERMIT	2151
WASTEWATER	EPA ID	TX0007536
WASTEWATER	PERMIT	WQ0000721000
PETROLEUM STORAGE TANK REGISTRATION	REGISTRATION	20580
PETROLEUM STORAGE TANK REGISTRATION	REGISTRATION	83813
IHW CORRECTIVE ACTION	SOLID WASTE REGISTRATION # (SWR)	30048
WASTEWATER LICENSING	LICENSE	WQ0000721000
POLLUTION PREVENTION PLANNING	ID NUMBER	P00531
AIR EMISSIONS INVENTORY	ACCOUNT NUMBER	BL0042G
Location: STATE HIGHWAY 35 AND FM 524, OLD OCEAN, TX, 77463		

TCEQ Region:

REGION 12 - HOUSTON

Date Compliance History Prepared:

September 26, 2011

Agency Decision Requiring Compliance History: Enforcement

Compliance Period:

September 26, 2006 to September 26, 2011

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Nadia Hameed

Phone: 713-767-3629

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership/operator of the site during the compliance period? No
3. If Yes, who is the current owner/operator?
N/A
4. If Yes, who was/were the prior owner(s)/operator(s)?
N/A
5. When did the change(s) in owner or operator occur?
N/A
6. Rating Date: 9/1/2011 Repeat Violator: NO

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government.

Effective Date: 12/02/2006

ADMINORDER 2006-0706-AIR-E

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to submit the initial notification within 24 hours of discovery for the emission event that occurred on February 11, 2006. Specifically, the initial notification for Incident No. 71652 was submitted 46 hours after the emissions event.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to maintain an emission rate below the maximum allowable emission limits of 0.11 lbs/hr for nitrogen oxides, 0.83 lbs/hr for carbon monoxide, and 0.06 lbs/hr for sulfur dioxide from the Coker Flare (EPN 29-61-1) on February 11, 2006.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to maintain an emission rate below the maximum allowable emission limits of 0.11 lbs/hr for nitrogen oxides, 0.83 lbs/hr for carbon monoxide, 0.06 lbs/hr for sulfur dioxide, and zero lbs/hr for volatile organic compounds ("VOCs") Coker Flare [emission point number ("EPN") 29-61-1] on January 10, 2006.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1563(b)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1564(a)(1)(i)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Permit 49140 Special Condition 12 PERMIT

Description: Failed to comply with the permitted emission rate of 1.0 lbs of PM per 1,000 lbs of coke burned-off. Specifically, during the stack testings of November 3-4, 2004, June 30, 2005, and December 13, 2005 PM emissions from the Fluid Catalytic Cracking Unit (FCCU) No. 3 Regenerator Vent (EPN 3-95-3) were exceeded.

Effective Date: 05/25/2007

ADMINORDER 2005-1212-AIR-E

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to submit initial notification within 24 hours after the discovery of an emissions event that occurred on October 29-30, 2004 at Unit 26.2.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to submit a final report within two weeks after the end of an emissions event which occurred on October 29-30, 2004 at Unit 26.2

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: #5682 and PSD-TX-103M2, S.C. #1 PERMIT

Description: failed to control unauthorized emissions at the LP Emergency Flare due to the unplanned shutdown of a compressor at Unit 26.2 on October 29-30, 2004

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Permit # 5862A/PSD-TX-103M2 PERMIT

Description: Failed to control unauthorized emissions from the LP Emergency Flare during an emissions event which occurred on October 7, 2004 during the startup of Unit 26.1

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: #5682A and PSD-TX-103M2, S.C. #1 PERMIT

Description: failed to control unauthorized emissions from the LP Emergency Flare due to the unplanned shutdown of a compressor at Unit 26.2 on October 21, 2004.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)

30 TAC Chapter 101, SubChapter F 101.211(a)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to report an emissions event, which occurred on October 7, 2004, when the emissions during startup of Unit 26.1 exceeded the initial estimates in the startup notification.

Effective Date: 06/29/2007

ADMINORDER 2006-1550-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(2)

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

Rqmt Prov: General Condition 8 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)

5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to submit an emissions event report within 24 hours after discovery of the event. Specifically, the emissions event was discovered on May 25, 2006 at 3:00 a.m., but was not reported until June 7, 2006 at 12:05 p.m.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)

5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to submit an emissions event report within 24 hours after discovery of the event. Specifically, the emissions event was discovered on June 1, 2006 at 2:00 a.m., but was not reported until June 12, 2006 at 4:48 p.m.

Effective Date: 07/13/2007

ADMINORDER 2006-2030-AIR-E

Classification: Major

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failure to prevent an avoidable emissions event.

Effective Date: 03/08/2008

ADMINORDER 2007-0670-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Permit 49140, Special Condition 12 PERMIT

Description: Failed to comply with the permitted emission rate of 2.44 lbs of PM per 1,000 lbs of coke burn-off.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Permit Representations PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Permit Representations PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: TCEQ Air Permit No. 5920A, SC #1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(G)
30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to properly notify the TCEQ of emissions events that occurred on October 16, 2006 and January 7, 2007.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Permit Representations PERMIT

Description: Failed to prevent unauthorized emissions.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Permit Representations PERMIT

Description: Failed to prevent unauthorized emissions.

Effective Date: 06/05/2008

ADMINORDER 2007-1194-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Special Condition 1 PA

TCEQ Air Permit No. SP75864, GC #8 PERMIT

Description: Failed to control unauthorized emissions from April 2 through April 10, 2007.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.152(c)(2)(i)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 1A OP

Description: Failed to maintain the RTO at or above the required 1500°F.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.113(a)(1)(i)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 19 OP

FOP O-01626, ST&C 1A OP

Permit 18142, Special Condition 15 PERMIT

Permit 22086, Special Condition 9 PERMIT

Permit 30513, Special Condition 5 PERMIT

Permit 5920A, Special Condition 4B PERMIT

Permit 7467A, Special Condition 4 PERMIT

Description: Failed to maintain a continuous pilot light on four flares.

Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 19 OP

FOP O-01626, ST&C 1A OP

Permit 5920A, Special Condition 1 PERMIT

Permit 5920A, Special Condition 9 PERMIT

Description: Failed to comply with the SRU TGI (EPN 28.2-36-2) MAER for SO₂ of 115.42 lbs/hr and/or an in-stack hourly average concentration of 250 ppmv.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.103(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1565(a)(1)(i)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 19 OP
FOP O-01626, ST&C 1A OP
Permit 30513, Special Condition 1 PERMIT
Permit 5920A, Special Condition 1 PERMIT
Permit 5920A, Special Condition 23 PERMIT

Description: Failed to comply with the CO emission rates on the HOC Unit Regenerator Stack (EPN 27.1-36-RE), Vacuum Unit Heater (EPN 29.1-36-1), Coke Heaters (EPN Unit 29.2-36-CS), and CCR Furnace (EPN 35-36-1)

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(1)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 19 OP
FOP O-01626, ST&C 1A OP
Permit 5920A, Special Condition 3 PERMIT

Description: Failed to comply with the average fuel gas H2S maximum concentration limit of 160 ppmv for one hour and/or the three-hour rolling average of 162 ppmv.

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1567(a)(2)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: FOP O-01626, ST&C 1A OP

Description: Failed to maintain the pH level in the Caustic Scrubber (EPN 35-95-102) at or above 7.68.

Effective Date: 06/19/2008

ADMINORDER 2007-1730-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: TCEQ Permit No. 21265, GC #8 PERMIT

Description: Failed to prevent unauthorized emissions

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: TCEQ Permit No. 5920A, SC #1 PERMIT

Description: Failed to prevent unauthorized emissions

Effective Date: 03/12/2009

ADMINORDER 2008-0687-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: TCEQ Air Permit No. 5920A, SC #1 PERMIT

Description: Failed to prevent unauthorized emissions during a one hour 35 minute emissions event which occurred on January 28, 2008, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3) and 116.115(c), Air Permit Nos. 5920A and PSD-TX-103M3, Special Condition 1, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on February 21, 2008.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: TCEQ Air Permit No. 5920A, SC #1 PERMIT

Description: Failed to prevent unauthorized emissions during a four hour 40 minute emissions event which occurred on February 9, 2008, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3) and 116.115(c), Air Permit Nos. 5920A and PSD-TX-103M3, Special Condition 1, and TEX. HEALTH & SAFETY CODE §

382.085(b), as documented during a record review conducted on March 24, 2008.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: TCEQ Permit No. 5920A, SC #1 PERMIT

Description: Failed to prevent unauthorized emissions during a four hour 23 minute emissions event which occurred on February 25, 2008, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3) and 116.115(c), Air Permit Nos. 5920A and PSD-TX-103M3, Special Condition 1, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on March 24, 2008.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: TCEQ Permit No. 21265, GC #8 PERMIT

Description: Failed to prevent unauthorized emissions during a four hour emissions event which occurred on February 14, 2008, in violation of 30 TEX. ADMIN. CODE § 116.115(b)(2)(F), Air Permit No. 21265, General Condition 8, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on March 24, 2008. This was Incident No. 103700.

Effective Date: 06/15/2009

ADMINORDER 2008-1890-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: TCEQ Air Permit No. 5920A, SC #1 PERMIT

Description: Failure to prevent unauthorized emissions, specifically, Conoco failed to prevent a high level of hydrocarbons from traveling to the gas liquid knockout drum causing the Wet Gas Compressor to trip offline.

Effective Date: 09/21/2009

ADMINORDER 2009-0301-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition #1 PERMIT

Description: Failure to prevent unauthorized emissions. The regulated entity failed to bypass the Fail Safe Controller due to operator error.

Effective Date: 01/28/2010

ADMINORDER 2009-1203-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: #5920A, Special Condition #1 PERMIT

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 987.26 pounds ("lbs") of sulfur dioxide, 731.86 lbs of carbon monoxide, 314 lbs of volatile organic compounds, 37.8 lbs of nitrogen oxide and 9.84 lbs of hydrogen sulfide from the Coker Unit during an avoidable emissions event (Incident No. 122601) that began April 9, 2009 and lasted 29 hours and five minutes. A single size reduction carbon steel bushing gave way and resulted in a fire in the Coker Unit leading to th

Effective Date: 03/20/2010

ADMINORDER 2009-1481-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: Permit 30513 SC 1 PERMIT
Permit 7467 SC No. 1 PERMIT
Special Condition #1 PERMIT

Description: Failure to prevent unauthorized emissions due to the ultrasonic meter probe contacting a bare, hot wire thus shutting down Units 26.1 and 26.2

Violation track nos. 373115 and 373119 were combined into violation track no. 371461 as all violations stemmed from one emissions event.

Effective Date: 08/30/2010

ADMINORDER 2010-0284-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition #1 PERMIT

Description: Failed to prevent unauthorized emissions. Since the cause of the event was never clearly defined, the demonstrations for an affirmative defense in 30 Tex. Admin. Code § 101.222 were not met.

Effective Date: 07/02/2011

ADMINORDER 2010-2001-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition #1 PERMIT

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 14,186 pounds ("lbs") of particulate matter, 216 lbs of volatile organic compounds, 147.8 lbs of carbon monoxide, 21.7 lbs of sulfur dioxide, and 20 lbs of nitrogen oxide from the Unit 27 Regenerator Flue Gas Stack, Coker Flare, HP Expansion Flare No. 16, and LP Expansion Flare No. 17 during an avoidable emissions event (Incident No. 144709) that began September 13, 2010 and lasted for 17 hours and 54 minutes. The un

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1

10/30/2006 (289180)

2 11/15/2006 (432050)

3 11/06/2006 (453818)

4 11/07/2006 (487028)

5 03/01/2007 (489392)

6 10/20/2006 (497684)

7 03/23/2007 (508787)

8 10/30/2006 (511381)

9 10/02/2006 (511382)

10 11/03/2006 (513963)

11 11/03/2006 (514125)

12 11/03/2006 (514242)

13 12/08/2006 (514770)

14 11/21/2006 (514771)

15 11/30/2006 (514772)

16 11/21/2006 (514871)

17	12/21/2006	(514890)
18	01/05/2007	(514904)
19	12/06/2006	(514931)
20	02/05/2007	(516120)
21	02/22/2007	(516228)
22	02/22/2007	(516309)
23	02/22/2007	(516368)
24	02/22/2007	(516413)
25	10/24/2006	(516622)
26	12/19/2006	(531219)
27	01/25/2007	(531232)
28	01/29/2007	(531242)
29	12/28/2006	(533933)
30	07/26/2007	(534491)
31	01/10/2007	(534506)
32	01/29/2007	(534512)
33	02/28/2007	(534513)
34	01/25/2007	(535014)
35	02/28/2007	(535042)
36	04/18/2007	(535818)
37	02/05/2007	(536784)
38	05/08/2007	(536805)
39	04/27/2007	(536863)
40	02/22/2007	(538168)
41	04/27/2007	(538234)
42	02/05/2007	(538614)
43	02/28/2007	(541083)
44	04/20/2007	(541785)
45	03/30/2007	(541806)
46	05/16/2007	(543939)

47	04/04/2007	(553900)
48	04/05/2007	(554567)
49	03/28/2007	(554903)
50	03/28/2007	(555356)
51	04/12/2007	(555765)
52	05/16/2007	(556084)
53	05/02/2007	(557193)
54	10/15/2007	(557764)
55	05/31/2007	(557814)
56	05/31/2007	(557887)
57	01/07/2008	(557934)
58	05/31/2007	(558165)
59	05/30/2007	(558665)
60	05/31/2007	(558933)
61	05/21/2007	(560688)
62	05/29/2007	(560939)
63	05/31/2007	(561604)
64	07/06/2007	(562320)
65	08/13/2007	(562652)
66	07/18/2007	(562884)
67	06/08/2007	(563044)
68	06/20/2007	(563448)
69	12/14/2010	(563580)
70	06/27/2007	(564004)
71	07/18/2007	(564160)
72	06/18/2007	(564174)
73	06/27/2007	(564948)
74	07/18/2007	(565411)
75	07/10/2007	(566109)
76	07/06/2007	(566372)

77	07/12/2007	(566817)
78	07/30/2007	(570079)
79	08/24/2007	(570711)
80	11/02/2007	(571706)
81	08/20/2007	(572167)
82	09/05/2007	(572989)
83	02/26/2007	(575758)
84	03/23/2007	(575761)
85	04/23/2007	(575763)
86	07/20/2007	(575769)
87	10/23/2006	(575776)
88	11/22/2006	(575779)
89	12/22/2006	(575781)
90	01/19/2007	(575783)
91	12/21/2007	(593859)
92	09/26/2007	(594057)
93	10/12/2007	(594704)
94	10/12/2007	(595879)
95	10/12/2007	(595919)
96	11/21/2007	(596538)
97	11/21/2007	(596539)
98	11/21/2007	(596540)
99	10/16/2007	(597749)
100	11/06/2007	(599098)
101	12/18/2007	(599171)
102	12/21/2007	(600228)
103	05/21/2007	(607617)
104	09/22/2007	(607618)
105	09/22/2007	(607619)
106	10/22/2007	(607620)

107	09/24/2007	(607621)
108	11/20/2007	(608723)
109	11/20/2007	(608750)
110	02/13/2008	(608867)
111	12/03/2007	(609822)
112	01/24/2008	(612103)
113	12/17/2007	(612145)
114	01/03/2008	(612155)
115	12/19/2007	(612456)
116	01/28/2008	(612848)
117	12/21/2007	(612851)
118	01/04/2008	(612937)
119	01/28/2008	(613020)
120	03/13/2008	(613193)
121	02/11/2008	(613195)
122	01/31/2008	(613321)
123	01/14/2008	(613926)
124	02/11/2008	(614276)
125	01/18/2008	(614903)
126	01/18/2008	(615198)
127	02/11/2008	(616106)
128	02/15/2008	(617395)
129	02/14/2008	(618465)
130	04/04/2008	(637905)
131	03/24/2008	(639374)
132	05/19/2008	(639382)
133	03/27/2008	(639901)
134	04/02/2008	(640059)
135	04/04/2008	(640212)
136	04/04/2008	(640783)

137	04/30/2008	(640815)
138	06/06/2008	(640956)
139	04/09/2008	(641666)
140	04/09/2008	(641681)
141	04/30/2008	(641819)
142	04/17/2008	(653311)
143	04/30/2008	(653939)
144	05/16/2008	(653953)
145	04/10/2008	(680347)
146	06/25/2008	(682772)
147	07/21/2008	(685742)
148	07/23/2008	(686359)
149	08/01/2008	(687062)
150	07/21/2008	(687073)
151	08/01/2008	(687867)
152	10/03/2008	(688505)
153	10/03/2008	(688528)
154	10/03/2008	(688665)
155	10/03/2008	(688675)
156	08/11/2008	(689155)
157	09/24/2008	(699681)
158	08/27/2008	(700348)
159	12/17/2008	(700784)
160	09/20/2008	(702288)
161	10/01/2008	(703544)
162	10/01/2008	(703696)
163	10/01/2008	(703971)
164	10/30/2008	(706377)
165	11/21/2008	(706390)
166	12/04/2008	(707940)

167	02/18/2009	(709028)
168	04/03/2009	(709031)
169	02/20/2009	(709032)
170	02/06/2009	(709033)
171	02/13/2009	(709189)
172	01/21/2009	(709192)
173	02/20/2009	(709498)
174	02/20/2009	(709539)
175	02/20/2009	(710155)
176	02/20/2009	(710201)
177	02/03/2009	(723350)
178	03/20/2009	(726792)
179	03/24/2009	(726793)
180	03/27/2009	(726794)
181	04/22/2009	(726795)
182	02/27/2009	(735795)
183	06/10/2009	(738530)
184	05/07/2009	(739098)
185	05/11/2009	(740936)
186	04/10/2009	(741090)
187	06/05/2009	(741192)
188	06/25/2009	(742122)
189	07/10/2009	(744410)
190	06/23/2009	(747659)
191	09/02/2009	(748016)
192	07/31/2009	(749895)
193	07/31/2009	(759437)
194	07/20/2009	(759475)
195	10/27/2010	(759827)
196	07/20/2009	(759854)

197	09/16/2009	(760944)
198	08/10/2009	(760953)
199	07/23/2009	(761549)
200	08/12/2009	(762649)
201	12/16/2009	(766970)
202	12/16/2009	(766971)
203	10/14/2009	(777475)
204	10/23/2009	(778904)
205	10/23/2009	(779448)
206	12/03/2009	(779587)
207	12/21/2009	(784380)
208	01/15/2010	(785551)
209	12/18/2009	(785568)
210	01/11/2010	(786835)
211	02/17/2010	(787393)
212	02/17/2010	(787709)
213	02/22/2010	(787724)
214	02/12/2010	(788304)
215	02/01/2010	(788979)
216	02/26/2010	(789204)
217	02/23/2010	(791112)
218	02/23/2010	(791148)
219	03/01/2010	(791494)
220	02/17/2010	(791774)
221	02/16/2010	(791839)
222	02/22/2010	(792042)
223	08/03/2010	(794196)
224	03/15/2010	(794228)
225	03/15/2010	(794265)
226	03/31/2010	(794524)

227	05/27/2010	(798903)
228	06/21/2010	(798906)
229	04/16/2010	(798923)
230	05/26/2010	(801655)
231	07/15/2010	(802097)
232	02/23/2009	(805045)
233	02/22/2010	(805046)
234	03/11/2009	(805047)
235	04/21/2009	(805048)
236	05/26/2009	(805049)
237	06/24/2009	(805050)
238	07/21/2009	(805051)
239	08/22/2008	(805052)
240	08/20/2009	(805053)
241	09/25/2008	(805054)
242	09/18/2009	(805055)
243	10/22/2008	(805056)
244	10/22/2009	(805057)
245	11/24/2008	(805058)
246	11/23/2009	(805059)
247	12/22/2008	(805060)
248	12/23/2009	(805061)
249	12/22/2008	(805062)
250	01/25/2010	(805063)
251	05/26/2010	(824767)
252	06/15/2010	(825378)
253	06/25/2010	(827684)
254	10/08/2010	(828768)
255	03/22/2010	(831019)

256	04/22/2010	(831020)
257	05/21/2010	(831021)
258	09/02/2010	(843405)
259	09/03/2010	(843440)
260	06/14/2010	(846314)
261	10/12/2010	(860252)
262	04/22/2010	(860904)
263	10/07/2010	(864086)
264	11/29/2010	(865494)
265	08/23/2010	(866880)
266	12/17/2010	(871064)
267	10/29/2010	(872298)
268	11/05/2010	(873247)
269	09/20/2010	(873950)
270	03/09/2011	(877964)
271	12/06/2010	(880440)
272	01/14/2011	(880824)
273	10/21/2010	(881547)
274	01/27/2011	(885975)
275	03/07/2011	(886564)
276	12/20/2010	(888069)
277	02/14/2011	(891039)
278	12/17/2010	(896292)
279	03/07/2011	(899074)
280	07/08/2011	(899378)
281	10/21/2010	(902351)
282	04/25/2011	(906079)
283	02/22/2011	(909135)
284	04/28/2011	(913466)
285	05/13/2011	(915800)

286 06/06/2011 (915898)

287 03/18/2011 (916386)

288 05/20/2011 (919588)

289 06/13/2011 (919865)

290 05/20/2011 (921005)

291 06/21/2011 (921628)

292 08/19/2011 (923224)

293 06/17/2011 (924158)

294 04/25/2011 (924902)

295 08/30/2011 (933344)

296 05/23/2011 (938072)

297 08/30/2011 (943373)

298 08/11/2011 (943375)

299 07/28/2011 (943527)

300 08/17/2011 (943566)

301 06/17/2011 (945444)

302 07/25/2011 (952669)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date:	11/30/2006	(514772)CN601674351	
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter A 382.085(b) Special Condition 12 PERMIT		
Description:	The RE failed to properly design the electrostatic precipitator on the Unit 3 Regenerator.		
Date:	12/11/2006	(514770)	CN601674351
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter A 382.085(b) Special Condition 6 PERMIT		
Description:	The RE failed to route the vent stream from Aeration Tank 69 to the Regenerative Thermal Oxidizer.		
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F) 5C THC Chapter 382, SubChapter A 382.085(b)		
Description:	Failure to meet the affirmative defense.		
Date:	12/21/2006	(514890)	CN601674351
Self Report?	NO		Classification: Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter A 382.085(b) Special Condition 12 PERMIT		

Description: The RE failed to properly design the electrostatic precipitator in Unit 3, resulting in avoidable periods of excess opacity, and thereby failed to minimize the durations and intensities of periods of excess opacity.

Date: 01/05/2007 (514904) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Special Condition 1 PERMIT

Description: The RE failed to prevent an unnecessary maintenance event resulting in unauthorized emissions.

Date: 01/26/2007 (535014) CN601674351
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
Description: CP failed to submit a complete final report.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
5C THC Chapter 382, SubChapter D 382.085(b)
TCEQ Air Permit No. 75864, GC #8 PERMIT
Description: CP failed to prevent overfilling of Drum D-1.

Date: 01/26/2007 (531232)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Special Condition 12 PERMIT
Description: The RE failed to properly design the ESP and failed to recognize, within a timely manner, the underlying causes of the event, resulting in an extended excess opacity event.

Date: 01/28/2007 (534512) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Special Condition 1 PERMIT
Description: The RE failed to prevent a leak caused by avoidable corrosion.

Date: 01/29/2007 (531242) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
5C THC Chapter 382, SubChapter A 382.085(b)
General Condition 2 PERMIT
Description: The RE failed to promptly refill the Coker Flare water seal following a pressure spike.

Date: 03/30/2007 (541806) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(A)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
TCEQ Air Permit No. 49140, SC #12 PERMIT
Description: Chevron failed to control excess opacity.

Date: 04/04/2007 (553900) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter F 116.615(1)
5C THC Chapter 382, SubChapter D 382.085(b)
TCEQ Air Permit No. 75864, GC #8 PERMIT
Description: Conoco failed to completely remove trapped water from the bottom pumps prior to a unit startup resulting in unauthorized emissions

Date: 04/26/2007 (542918) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THC Chapter 382, SubChapter D 382.085(b)
 Special Condition 1 PERMIT
 Description: The RE failed to prevent a coke conveyor belt fire.

Date: 05/22/2007 (555841) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.4
 5C THC Chapter 382, SubChapter D 382.085(b)
 Description: ConocoPhillips Sweeny refinery caused nuisance dust emissions as a result of transportation of Coker product in uncovered railcars.

Date: 05/31/2007 (558665) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
 5C THC Chapter 382, SubChapter D 382.085(b)
 Description: Conoco failed to properly maintain the governor valve on the C-111 compressor in Unit 26.2 resulting in unauthorized emissions.

Date: 07/06/2007 (543586) CN601674351
 Self Report? YES Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)
 30 TAC Chapter 115, SubChapter H 115.781(b)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGG 60.592(a)
 40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-7(a)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 19 OP
 FOP O-01626, ST&C 1A OP
 Permit 30513, Special Condition 15F PERMIT
 Permit 49140, Special Condition 6F PERMIT
 Permit 5920A, Special Condition 16F PERMIT
 Description: Failure to perform initial Method 21 monitoring of 38 new LDAR components.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGG 60.592(a)
 40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-7(d)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(c)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(f)(1)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 19 OP
 FOP O-01626, ST&C 1A OP
 Permit 18142, Special Condition 7H PERMIT
 Permit 22086, Special Condition 6H PERMIT
 Permit 49140, Special Condition 6H PERMIT
 Permit 5920A Special Condition 17H PERMIT
 Description: Failure to repair 34 leaking components within 15 days.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGG 60.592(a)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(c)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(f)(2)
 5C THC Chapter 382, SubChapter A 382.085(b)

FOP O-01626, ST&C 1A OP

Description: Failure to make a first attempt of repair to 27 leaking components within 5 days.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter H 115.781(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 1A OP
FOP O-01626, ST&C 1N(v) OP

Description: Failure to repair HRVOC-service leaks within 1 business day.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGG 60.592(a)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-6(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 19 OP
FOP O-01626, ST&C 1A OP
Permit 18142, Special Condition 7E PERMIT
Permit 22086, Special Condition 6E PERMIT
Permit 30513, Special Condition 15E PERMIT
Permit 49140, Special Condition 6E PERMIT
Permit 5920A Special Condition 17E PERMIT

Description: Failure to cap or plug open-ended valves/lines.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 19 OP
Permit 49140, Special Condition 12 PERMIT

Description: Failure to comply with the limit of 1.0 lbs of PM per 1000 lbs of Cokeburn.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 117, SubChapter B 117.214(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 1A OP

Description: Failure to perform weekly ammonia sampling to the Crude Charge Heater on Unit 25.1.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 19 OP
FOP O-01626, ST&C 1A OP
Permit 49140, Special Condition 14B PERMIT

Description: Failure to perform Cylinder Gas Audits.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 19 OP
FOP O-01626, ST&C 1A OP
Permit 5920A, Special Condition 3 PERMIT

Description: Failure to comply with the 162 ppm H2S limit in fuel gas streams.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)
FOP O-01626, ST&C 19 OP
Permit 49140, Special Condition 12 PERMIT

Description: Failure to comply with the 200 PPM NOX Limit.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter B 115.114(a)(1)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 1A OP

Description: Failure to make roof repairs to Tank 96 within the required time frames.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.115b(b)(4)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 1A OP

Description: Failure to submit NSPS Inspection Results letter for Tank 249.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 19 OP
 FOP O-01626, ST&C 1A OP
 Permit 18142, Special Condition 7F PERMIT
 Permit 49140, Special Condition 6F PERMIT
 Permit 5920A, Special Condition 17F PERMIT

Description: Failure to perform Method 21 monitoring to leaking components on Delay of Repair.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.102(a)(2)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 19 OP
 FOP O-01626, ST&C 1A OP
 Permit 49140, Special Condition 12 PERMIT

Description: Failure to Comply with Opacity Emissions Limits during the second quarter of 2005..
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(2)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626, ST&C 19 OP
 FOP O-01626, ST&C 1A OP
 Permit 49140, Special Condition 14 PERMIT

Description: Failure to perform continuous monitoring for CO on EPN-3-95-3.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
 5C THC Chapter 382, SubChapter A 382.085(b)
 FOP O-01626 General Terms and Conditions OP

Description: Failure to include all deviations in the deviation reports.

Date: 09/30/2007 (607620) CN601674351
 Self Report? YES Classification: Moderate
 Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
 30 TAC Chapter 305, SubChapter F 305.125(1)
 Description: Failure to meet the limit for one or more permit parameter

Date: 11/20/2007 (596538) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 305, SubChapter F 305.125
 PP V-A-1 PERMIT
 Description: Permitted units were not marked with the TCEQ permit numbers.

Date: 12/18/2007 (613193) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)
 5C THSC Chapter 382 382.085(b)
 TCEQ Permit No. 21265, GC #8 PERMIT
 Description: Failure to prevent valve malfunctioning.

Date: 01/07/2008 (557934) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 No. 5920A, S.C. No. 1 PERMIT
 Description: ConocoPhillips exceeded the MAERT limit for NOx emission.

Date: 02/15/2008 (617395) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 TCEQ Permit No. 49140, SC #1 PERMIT
 Description: Conoco failed to prevent a valve fitting blow out.

Date: 04/02/2008 (640059) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
 5C THSC Chapter 382 382.085(b)
 Description: ConocoPhillips failed to prevent an excess opacity in Unit 27.1.

Date: 04/04/2008 (637905) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 TCEQ Air Permit No. 49140, SC #12 PERMIT
 Description: Failure to control excess opacity.

Date: 04/04/2008 (640212) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)
 5C THSC Chapter 382 382.085(b)
 TCEQ Permit No. 21265, GC #8 PERMIT
 Description: Failure to prevent failure of #2 chamber valve pin.

Date: 06/25/2008 (682772) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
 5C THSC Chapter 382 382.085(b)
 TCEQ Standard Permit No. 75864, GC #8 PERMIT
 Description: ConocoPhillips failed to prevent the shutdown of the unit charge pump.

Date: 06/25/2008 (682772) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 TCEQ Permit No. 5920A, SC #1 PERMIT
 Description: ConocoPhillips failed to prevent the shutdown of the unit charge pump.

Date: 07/22/2008 (686359) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
 WQ00721-002 PERMIT
 Description: Failure to comply with permitted effluent limits for oil and grease (O&G), total suspended solids (TSS), and pH.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 319, SubChapter A 319.11(a)
Description: Failure to collect Oil and Grease (O&G) samples as required.

Date: 08/27/2008 (700348) CN601674351
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(2)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Description: Failure to submit an annual compliance certification within the required time frame.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(C)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Description: Failure to submit semi-annual deviation reports within the required time frame.

Date: 02/06/2009 (709033) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition #12 PERMIT
Description: Failure to prevent excess opacity. The regulated entity failed to prevent the malfunction of the rapper system microprocessor.

Date: 02/20/2009 (709032) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition No. 1 PERMIT
Description: Failure to prevent unauthorized emissions. The regulated entity (RE) failed to prevent the overloading of the Regenerative Thermal Oxidizer (RTO) with volatile organic compounds (VOC).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
5C THSC Chapter 382 382.085(b)
Description: Failure to include permit number authorization in the incident report.

Date: 03/24/2009 (726793) CN601674351
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
5C THSC Chapter 382 382.085(b)
Description: Failure to include the permit number authorization in the incident reports for the process or operation.

Date: 04/22/2009 (726795) CN601674351
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition #1 PERMIT
Description: Failure to prevent unauthorized emissions. The regulated entity failed to prevent the excessive amount of nitrogen in the Recycle Gas Loop.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 4B PERMIT
Description: Failure to prevent flare outage.

Date: 05/07/2009 (739098) CN601674351
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(2)(A)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Part 63, Subpart G 63.119(c)(2)(ii)
 5C THSC Chapter 382 382.085(b)
 Special Condition 6C PERMIT
 Special Terms and Conditions 19 OP
 Special Terms and Conditions 1A OP
 Description: Failure to maintain hatch in closed position on Tank 75, Unit ID 68-95-75.
 (CATEGORY C4 Violation)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter B 115.112(d)(2)(H)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(c)(3)
 5C THSC Chapter 382 382.085(b)
 Special Terms and Conditions 1A OP
 Description: Failure to keep the roof floated on liquid from 10/29/2008 to 03/09/2009 on Tank
 98, Unit ID 68-95-98. (CATEGORY B18 Violation)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Terms and Conditions 19 OP
 Description: Failure to maintain emissions in pounds per hour (lbs/hr) below the limit listed in
 the Maximum Allowable Emission Rate Table in NSR Permit 30513 on Tank 75, Unit
 ID 68-95-75. (CATEGORY B14 Violation)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Terms and Conditions 19 OP
 Description: Failure to maintain emissions in pounds per hour (lbs/hr) below the limit listed in
 the Maximum Allowable Emission Rate Table in NSR Permit 5920A on Tank 98,
 Unit ID 68-95-98.

Date: 06/10/2009 (738530) CN601674351
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 101, SubChapter F 101.211(b)(1)(H)
 5C THSC Chapter 382 382.085(b)
 Description: Failure to identify in the final report, all compound descriptive types listed in the
 definition of RQ.

Date: 06/24/2009 (747659) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 21265 PERMIT
 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
 5C THSC Chapter 382 382.085(b)
 Description: Failed to prevent unauthorized emissions. CP failed to have adequate operations
 inspection procedures to allow for proper maintenance at the waste water
 treatment unit.

Date: 07/31/2009 (759437) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
 5C THSC Chapter 382 382.085(b)
 MAERT PERMIT
 Description: Failure to prevent unauthorized emissions. This was due to Chamber #4 outlet
 valve in the Regenerative Thermal Oxidizer (RTO) getting stuck.

Date: 09/29/2009 (749836) CN601674351
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 106, SubChapter K 106.263(e)(5)

30 TAC Chapter 115, SubChapter F 115.541(a)(1)(B)
5C THSC Chapter 382 382.085(b)

Description: The RE failed to demonstrate that they achieved at least 90% control efficiency during the eight storage tank degassing and cleaning procedures conducted under 30 TAC §115.541(a)(1)(B) and and 30 TAC §106.263(e)(5).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter F 115.541(a)(1)(C)
30 TAC Chapter 115, SubChapter F 115.542(a)(4)
5C THSC Chapter 382 382.085(b)

Description: The RE failed to prevent vapor venting from Tanks 98, 109, 213, 214, and 215 during the spray washing procedure, as required by 30 TAC §115.541(a)(1)(A), which requires that all vapors emitted from the tank during degassing and cleaning be controlled.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter F 115.545
5C THSC Chapter 382 382.085(b)

Description: The RE used a portable gas analyzer to measure VOC concentrations during the cleaning and degassing of stationary storage tanks between July 1, 2007 and December 31, 2008, contrary to the requirements of 30 TAC §115.545(11).

Date: 09/30/2009 (805057) CN601674351

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 12/16/2009 (766970) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT

Description: ConocoPhillips failed to prevent an avoidable emissions event. Specifically, ConocoPhillips failed to prevent the false activation of a Halon 1301 fire suppressant system.

Date: 12/16/2009 (766971) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT

Description: Failure to prevent unauthorized emissions. Specifically, ConocoPhillips failed to prevent a false activation of the Halon 1301 fire suppressant system.

Date: 12/21/2009 (784380) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125
PPVII.G.2 PERMIT

Description: Failure to maintain cover of its permitted land-based units in accordance with permit provisions.

Date: 01/11/2010 (786835) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 12 PERMIT

Description: Failure to prevent excess opacity due to a Torch Oil Double Block Valve.

Date: 01/19/2010 (785551) CN601674351

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.211(b)(1)(I)
5C THSC Chapter 382 382.085(b)

Description: Failed to report all emissions in the final report

Date: 03/31/2010 (831020) CN601674351

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 05/28/2010 (798903) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
5C THSC Chapter 382 382.085(b)
General Condition PERMIT

Description: Failure to prevent unauthorized emissions due to the valve box gear motor excess torque.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
5C THSC Chapter 382 382.085(b)

Description: Failure to report the initial notification within 24 hours of discovery of the incident.

Date: 05/31/2010 (846314) CN601674351

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 06/30/2010 (860904) CN601674351

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 08/03/2010 (794196) CN601674351

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(C)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to submit the deviation report, dated June 19, 2009, within 30 days of the end of the deviation period. [CATEGORY B3 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.165(c)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to properly certify the Deviation Report (dated June 19, 2009) and the Permit Compliance Certification (dated December 17, 2009). [CATEGORY B3 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 4B PERMIT
Special Term and Condition 1A and 19 OP

Description: Failure to operate 3 flares without losses of the pilot light. [CATEGORY B18 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.343(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.647(a)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to properly control emissions from Tank 302. [CATEGORY B18 VIOLATION]

VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1564(a)(1)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to operate Unit 3 FCC (Unit ID 3-95-3) within the limit of 1.0 lbs particulate matter (PM) per 1000 lbs of coke burn-off. [CATEGORY B18 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter B 115.112(d)(2)(H)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.112b(a)(2)(iii)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to operate Tank 98 (Unit ID 68-95-98), on March 5, 2009, with no roof landings. (CATEGORY B18 VIOLATION)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(2)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.112b(a)(2)(ii)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure failed to operate Tanks 75, 207, and 215 with closed gauge hatches. [CATEGORY C4 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 60, Subpart VV 60.482-1(c)
5C THSC Chapter 382 382.085(b)
Special Condition 12E PERMIT
Special Condition 23E PERMIT
Special Term and Condition 1A and 19 OP

Description: Failure to maintain 60 open-ended lines with caps, plugs, or other closure devices. [CATEGORY C\$ VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(b)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 12H PERMIT
Special Condition 23H PERMIT
Special Term and Conditions 1A & 19 OP

Description: Failure to keep nine leaking component tags properly affixed to nine leaking components. [CATEGORY C4 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 8 PERMIT
Special Term & Condition 19 OP

Description: Failure to operate the SRU Incinerator, for one hour, within the permitted limit of 250 ppm for SO2. [CATEGORY C4 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.152(c)(2)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 7A PERMIT
Special Term & Condition 1A and 19 OP

Description: Failure to operate the regenerative thermal oxidizer, (EPN 56-62-152), above the minimum temperature of 1500 degrees Fahrenheit on three occasions for a total of approximately six hours. [CATEGORY C4 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)

30 TAC Chapter 115, SubChapter H 115.781(b)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(2)
 5C THSC Chapter 382 382.085(b)
 Spec. Term & Condition 1A, 1P(v), & 19 OP
 Special Condition 23F PERMIT

Description: Failure to perform quarterly Method 21 monitoring to a total of 2283 valves from May 20 through November 20, 2009. [CATEGORY B1 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(e)(3)(ii)
 5C THSC Chapter 382 382.085(b)
 Spec. Term & Condition 1A, 8F, & 19 OP
 Special Condition 19E PERMIT

Description: Failure to produce quality monitoring data from the H2S CEMS for Units 29.1 and 29.2. [CATEGORY B1 VIOLATION]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1567(a)(2)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP

Description: Failure to operate the vent scrubber (EPN 35-95-102) with the required minimum pH of 7.68. [CATEGORY B1 VIOLATION]

Date: 09/08/2010 (860252) CN601674351

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.165(c)(1)
 5C THSC Chapter 382 382.085(b)
 General Terms and Conditions OP

Description: Failure to properly certify the Deviation Report (dated June 19, 2009) and the Permit Compliance Certification (dated December 17, 2009). [CATEGORY B3 VIOLATION]

Date: 10/07/2010 (864086) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
 5C THSC Chapter 382 382.085(b)

Description: Failure to prevent unauthorized opacity due to sudden dislodgment of a large quantity of particulates from the Electrostatic Precipitator (ESP) collection plates.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
 5C THSC Chapter 382 382.085(b)

Description: Failure to report initial notification in a timely manner.

Date: 11/30/2010 (896292) CN601674351

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
 30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 12/17/2010 (871064) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 Special Condition #1 PERMIT

Description: Failure to prevent unauthorized emissions by not minimizing the amount of hydrogen sulfide going to the flare.

Date: 01/14/2011 (880824) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
 5C THSC Chapter 382 382.085(b)
 MAERT PERMIT

Description: Failure to prevent unauthorized emissions due to misalignment of Aeration
 Compressor C-103A to Aeration Tank 69.

Date: 03/07/2011 (886564) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
 5C THSC Chapter 382 382.085(b)
 MAERT PERMIT

Description: Failure to prevent unauthorized emissions due to Regenerative Thermal Oxidizer
 (RTO) shutdown caused by an electrical malfunction of the air compressor
 instrumentation. Sub category: B14.

Date: 03/07/2011 (899074) CN601674351
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT

Description: Failure to prevent unauthorized emissions due to operator error (Category B13
 Violation)

Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
 5C THSC Chapter 382 382.085(b)

Description: Failure to provide an accurate final Reportable Emissions Event Report (Category
 C3 Violation)

Date: 07/08/2011 (899378) CN601674351
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
 5C THSC Chapter 382 382.085(b)
 Special Condition 4B PERMIT
 Special Condition 8B PERMIT
 Special Term & Condition 19 OP
 Special Term & Condition 1A OP

Description: Failure to maintain a continuously operating pilot flame on the Unit 29 Flare (EPN
 29-61-1), Unit 7 Flare (EPN 56-61-1), and Flare 11 (EPN 56-61-11) on nine
 different occasions. [Category C1 Violation]

Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.139(c)(1)(i)
 5C THSC Chapter 382 382.085(b)
 Special Condition 7A PERMIT
 Special Term & Condition 19 OP
 Special Term & Condition 1A OP

Description: Failure to operate the RTO (EPN 56-61-152) with a minimum temperature of 1500
 degrees Fahrenheit on six different occasions and failure to vent the emissions
 of Slop Tanks 1 and 2 to the flare gas recovery system on January 19, 2010
 from 1700 to 1800 hours. [Category C4 Violation]

Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.343(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP

Description: Failure to vent emissions from the Tank 69 relief system to the RTO (EPN
 56-61-152) on two different occasions and failure to control emissions from
 Tanks 1 and 2. [Category C4 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(5)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to repair one individual drain on November 18, 2010, which was lacking a sufficient water seal, within 15 days. [Category C4 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.102(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1564(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 12 PERMIT
Special Term & Condition 19 OP
Special Term & Condition 1A OP
Description: Failure of the Unit 3 FCC regenerator vent (EPN 3-95-3) to comply with the 1 lb. of PM per 1000 lbs. of Cokeburn limit from November 21, 2009 through January 4, 2010. [Category B13 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 12E PERMIT
Special Condition 23E PERMIT
Special Condition 6E PERMIT
Special Term & Condition 19 OP
Special Term & Condition 1A OP
Description: Failure to operate 16 open-ended valves/lines with a cap, seal, or other closure device during the reporting period of November 20, 2009 through May 19, 2010. [Category C10 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter H 115.781(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 61, Subpart V 61.242-7(c)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 12 PERMIT
Special Condition 25 PERMIT
Special Condition 6 PERMIT
Special Term & Condition 19 OP
Special Term & Condition 1A OP
Description: Failure to perform Method 21 monitoring to 1415 valves in VOC service on seventeen process units from November 20, 2009 through November 19, 2010. [Category C7 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter H 115.781(b)(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to perform Method 21 monitoring to 2545 connectors in HRVOC service on seventeen process units from November 20, 2009 through November 19, 2010. [Category C7 Violation]

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 115, SubChapter H 115.782(b)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to perform a first repair attempt, within five days of the date of discovery, to 14 leaking components in VOC service. [Category C4 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.782(b)(1)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP

Description: Failure to complete final repairs to one leaking LDAR component in HRVOC within seven days of the date of discovery. [Category C4 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.103(a)
 5C THSC Chapter 382 382.085(b)
 Special Condition 27 PERMIT
 Special Term & Condition 19 OP
 Special Term & Condition 1A OP

Description: Failure of the FCCU Regenerator Exhaust (EPN 27.1-36-RE) to comply, on 14 occasions, with the 500 ppmvd CO limit of 40 CFR 60, Subpart J on September 13, 2010 at 1400 hours through September 14, 2010 at 0200 hours. [Category B13 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.654(f)(1)(i)(D)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP
 Special Term & Condition 1I OP

Description: Failure to maintain records of Group 1/Group 2 Miscellaneous Process Vents in accordance with 40 CFR 63, Subpart CC. [Category C3 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 19E PERMIT
 Special Term & Condition 19 OP

Description: Failure of the Unit 29.1 H2S in Fuel Gas CEMS to perform continuous monitoring based on significant downtime from July through December 2010. [Category B1 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.781(g)(1)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP

Description: Failure to maintain adequate time-date stamping records for 1363 monitoring events that occurred on 22 monitoring days between April and June 2010. [Category C7 Violation]

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
 5C THSC Chapter 382 382.085(b)
 General Terms & Conditions OP

Description: Failure to include all deviations in the deviation report. The failure to maintain time-date stamping records for 1363 monitoring events (listed above) was not reported in the deviation report dated December 16, 2010. [Category B3 Violation]

Date: 08/12/2011 (943375) CN601674351

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition No. 1 PERMIT
 Special Terms and Conditions 19 OP

Description: Failure to prevent unauthorized emissions. ConocoPhillips failed to ensure that the high liquid level switch on the D-26 4th Stage Suction Drum was functioning properly.

Date: 08/30/2011 (943373)

CN601674351

Self Report? NO

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter F 101.211(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions No. 2G OP

Description: Failure to demonstrate that reporting this incident under 101.211(a) of this title was not reasonably possible. (Category B3).

F. Environmental audits.

08/02/2007

(594140)

Notice of Intent Date:

Disclosure Date: 01/03/2008

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352
30 TAC Chapter 115, SubChapter D 115.354
30 TAC Chapter 115, SubChapter H 115.781
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.480
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-1
40 CFR Part 60, Subpart VV 60.482-7

Description: Failure to close open ended lines.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352
30 TAC Chapter 115, SubChapter D 115.354
30 TAC Chapter 115, SubChapter H 115.781
30 TAC Chapter 115, SubChapter H 115.783
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(d)
40 CFR Part 63, Subpart H 63.168

Description: Failure to properly communicate management of change; therefore, components were not evaluated, documented, tagged and monitored in a timely manner.

07/27/2009

(764948)

Notice of Intent Date:

No DOV Associated

09/16/2009

(777741)

Notice of Intent Date:

No DOV Associated

09/07/2010

(858408)

Notice of Intent Date:

Disclosure Date: 06/17/2011

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.782(b)(1)

Description: Failure to repair HRVOC>10,000-ppm within 7- calendar days.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)

Description: Failure in having 6x open-ended lines.

Viol. Classification: Moderate

Rqmt Prov: PERMIT SC 6H

Description: Failure to perform 5-day first attempt and 15-day final repair.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 115, SubChapter D 115.354(2)

Description: Failure to monitor within 30 days of hydrocarbon service and perform subsequent quarterly monitoring of light liquid and gas/vapor components.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.782

30 TAC Chapter 115, SubChapter H 115.782(c)

Description: Failure to perform emissions calculations and extraordinary attempts for HRVOC components placed on Delay of Repair(DOR).

07/08/2011

(941850)

Notice of Intent Date:

No DOV Associated

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
CONOCOPHILLIPS COMPANY
RN101619179

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2011-1766-AIR-E

At its _____ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding ConocoPhillips Company ("the Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this agreement to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. The Respondent owns and operates a petroleum refinery located at State Highway 35 and Farm-to-Market Road 524 in Old Ocean, Brazoria County, Texas (the "Plant").

2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. During a record review on May 31, 2011, TCEQ staff documented that 46,400.56 pounds ("lbs") of sulfur dioxide, 8,355.50 lbs of carbon monoxide, 5,848.88 lbs of volatile organic compounds, 1,156.30 lbs of nitrogen oxides, 402.78 lbs of hydrogen sulfide and 4.00 lbs of ammonia were released from the Crude Distillate Unit, the Gas Oil Desulfurization Unit, the Hydrogen Purification Unit, the Regenerator Flue Gas Stack, the Amine and Sour Water Unit, the Sulfur Recovery Unit, the Delayed Coker Unit and Wastewater Treatment Unit 56, due to the lack of communication during the process of re-energizing the substation, resulting in an avoidable emissions event that began on May 10, 2011, and lasted 22 hours (Incident No. 154380). The TCEQ determined that the emissions event was avoidable by better operational practices.
4. The Respondent received notice of the violations on August 31, 2011.
5. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Plant:
 - a. On July 14, 2011, completed training of the High Voltage Electrical Team members to review the switching process and to ensure that Safety Standard F4 (initial, date, and time each step while performing switching) is observed; and
 - b. On August 30, 2011, took Air Switch 918 out of service and tested it for damage and suitability for continued service.

II. CONCLUSIONS OF LAW

1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7 and the rules of the Commission.
2. As evidenced by Findings of Fact No. 3, the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c) and 122.143(4), Federal Operating Permit No. 01626, Special Terms and Conditions No. 19, Air Permit No. 30513, Special Conditions No. 1, Air Permit Nos. 5920A and PSDTX103M4, Special Conditions No. 1, and TEX. HEALTH & SAFETY CODE § 382.085(b). Since the emissions event was avoidable by better operational practices, the Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222.
3. Pursuant to TEX. WATER CODE § 7.051, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.

4. An administrative penalty in the amount of Ten Thousand Dollars (\$10,000) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent has paid the Ten Thousand Dollar (\$10,000) administrative penalty.

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of Ten Thousand Dollars (\$10,000) as set forth in Section II, Paragraph 4 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: ConocoPhillips Company, Docket No. 2011-1766-AIR-E" to:

Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order complete the review of procedures and implement changes necessary to prevent the recurrence of emissions events from same or similar causes as Incident No. 154380; and
 - b. Within 45 days after the effective date of this Agreed Order, submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Air Section, Manager
Houston Regional Office
Texas Commission on Environmental Quality
5425 Polk Avenue, Suite H
Houston, Texas 77023-1486

3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
4. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
6. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
7. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.

8. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
9. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
10. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

1/11/12
Date

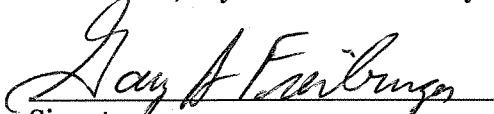
I, the undersigned, have read and understand the attached Agreed Order in the matter of ConocoPhillips Company. I am authorized to agree to the attached Agreed Order on behalf of ConocoPhillips Company, and do agree to the specified terms and conditions. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I understand that by entering into this Agreed Order, ConocoPhillips Company waives certain procedural rights, including, but not limited to, the right to formal notice of violations addressed by this Agreed Order, notice of an evidentiary hearing, the right to an evidentiary hearing, and the right to appeal. I agree to the terms of the Agreed Order in lieu of an evidentiary hearing. This Agreed Order constitutes full and final adjudication by the Commission of the violations set forth in this Agreed Order.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.


Signature

Nov. 4, 2011
Date

GARY A. FREIBURGER
Name (Printed or typed)
Authorized Representative of
ConocoPhillips Company

General Manager
Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section III, Paragraph 1 of this Agreed Order.